

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
DOCKET NO. 3:10CR22-RJC-DSC**

UNITED STATES OF AMERICA)
v.)
JERRY LEE LOVE,)
Defendant.)
) ORDER

THIS MATTER is before the Court upon counsel for the Defendant's "Motion to Determine Competency of Defendant" (document #10) filed March 25, 2010. The Motion will be granted, as set forth below.

Upon examination of the record and the Motion in this case, the Court finds that there is reasonable cause to believe that the Defendant may presently be suffering from a mental disease or defect rendering him mentally incompetent to the extent that he is unable to understand the nature and consequences of the proceedings against him or to assist properly in his defense. The Government does not oppose this Motion.

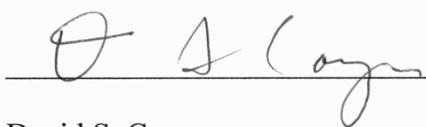
Accordingly, on the basis of the foregoing, **IT IS HEREBY ORDERED:**

1. That pursuant to 18 U.S.C. § 4247(b), the Defendant be committed forthwith to the custody of the Attorney General for placement in a suitable facility for the purpose of a psychological or psychiatric examination pursuant to 18 U.S.C. §§ 4241(a) and (b);
2. That the time period for the examination be calculated to begin upon Defendant's arrival at the designated institution; and
3. That the report of the results of such examination be filed with the Court with copies provided to defense counsel and the United States Attorney as required by 18 U.S.C. § 4247(c).

The Clerk is directed to certify copies of this Order to defense counsel, the United States Attorney, and the United States Marshal, with two additional copies for transmittal by the Marshal to the Warden of the designated institution.

SO ORDERED.

Signed: March 25, 2010



David S. Cayer
United States Magistrate Judge

